

THIERMAN BUCK LLP

MARK R. THIERMAN, Nev. Bar No. 8285
mark@thiermanbuck.com
JOSHUA D. BUCK, Nev. Bar No. 12187
josh@thiermanbuck.com
LEAH L. JONES, Nev. Bar No. 13161
leah@thiermanbuck.com
JOSHUA H. HENDRICKSON, Nev. Bar No.
12225
joshh@thiermanbuck.com
7287 Lakeside Drive
Reno, Nevada 89511
Telephone: (775) 284-1500
Facsimile: (775) 703-5027

FAIRMARK PARTNERS, LLP

JAMIE CROOKS, ESQ. (*Pro Hac Vice*)
jamie@fairmarklaw.com
1825 7th St NW, #821
Washington, DC 20001

TOWARDS JUSTICE

DAVID H. SELIGMAN, ESQ. (*Pro Hac Vice*)
NATASHA VITERI, ESQ. (*Pro Hac Vice*)
ALEXANDER HOOD, ESQ. (*Pro Hac Vice*)
alex@towardsjustice.org
1535 High Street, Ste. 300
Denver, CO 80218

Attorneys for Plaintiff and the Putative Class

WOODBURN AND WEDGE

ELLEN JEAN WINOGRAD, Nev. Bar No.
815
KELSEY E. GUNDERSON, Nev. Bar No.
15238
JOSE TAFOYA, Nev. Bar No. 16011
6100 Neil Road, Ste. 500
Reno, NV 89511
ewinograd@woodburnandwedge.com
Telephone: (775) 688-3000
Facsimile: (775) 688-3088

Attorneys for Defendant

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

**CIRILO UCHARIMA ALVARADO, On Behalf
of Himself and All Others Similarly Situated;**

Plaintiff,

V.

WESTERN RANGE ASSOCIATION;

Defendant.

Case No. 3:22-cv-00249-MMD-CLB

**STIPULATION TO FILE RESPONSE
TO AND REPLY IN SUPPORT OF
DEFENDANT'S MOTION TO DISMISS
PLAINTIFF'S COMPLAINT OR IN THE
ALTERNATIVE MOTION TO
TRANSFER VENUE (ECF NO. 23) IN
EXCESS OF PAGE LIMITS IMPOSED
BY LOCAL RULE 7-3**

Pursuant to Local Rule ("LR") 7-3(c), Plaintiff CIRILO UCHARIMA ALVARADO

(“Plaintiff”), by and through his counsel of record, JAMIE CROOKS of FAIRMARK PARTNERS, LLP, and Defendant WESTERN RANGE ASSOCIATION (“Defendant”), by and through its counsel of record, ELLEN JEAN WINOGRAD of WOODBURN AND WEDGE, respectfully submit this stipulation and [PROPOSED] Order permitting the parties to file a response to and a reply in support of Defendant’s Motion to Dismiss Plaintiff’s Complaint or, in the Alternative, Motion to Transfer Venue (ECF No. 23) in excess of page limits imposed by Local Rule 7-3(b). The parties have met and conferred, reached an agreement, and have jointly agreed to permit fifteen (15) additional pages for Alvarado’s response brief and fifteen (15) additional pages for WRA’s reply thereto.

The Parties have good cause to seek to exceed the Local Rule 7-3(b) page limits, because the motion that WRA filed, ECF 23, was detailed and contained two separate motions (Rule 12(b)(6) dismissal and 28 U.S.C. § 1404 venue transfer) as well as a res judicata argument, a failure to join indispensable parties argument, and various immunity arguments. The issues to be addressed are, in Alvarado’s view, substantial and more than 24 pages is required to adequately brief them. Had WRA opted to file its Motions to Dismiss and to Transfer Venue separately, Alvarado would have been entitled to 48 pages to address all of WRA’s present arguments—Alvarado’s counsel believe they can do so more efficiently in 39 pages. For fairness reasons, the Parties agree that WRA should be entitled to an additional 15 pages for their reply. For all of these reasons, good cause exists to grant an extension of the LR 7-3(b) page limits.

Dated: September 22, 2022

FAIRMARK PARTNERS, LLP

/s/ Jamie Crooks
JAMIE CROOKS, ESQ. (Admitted *Pro Hac Vice*)
1825 7th St NW, #821
Washington, DC 20001

Counsel for Plaintiff and the Putative Class

WOODBURN AND WEDGE

/s/ Ellen Winograd
ELLEN WINOGRAD
6100 Neil Road, Ste. 500
Reno, NV 89511

Counsel for Defendant

**ORDER GRANTING STIPULATION TO FILE RESPONSE TO AND REPLY IN
SUPPORT OF DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT OR
IN THE ALTERNATIVE MOTION TO TRANSFER VENUE (ECF NO. 23) IN EXCESS
OF PAGE LIMITS IMPOSED BY LOCAL RULE 7-3**

IT IS SO ORDERED

Dated: September 22, 2022



UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

I, Jamie Crooks, declare:

I am the Managing Partner of the law offices of Fairmark Partners, LLP. My business address is 1825 7th St NW, #821, Washington, DC 20001. I am over the age of 18 years and not a party to this action.

On the below date, I served the foregoing document by causing it to be served via electronic service through the Court's CM/ECF electronic filing system, addressed as follows:

ELLEN WINOGRAD
6100 Neil Road, Ste. 500
Reno, NV 89511

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct, and that this declaration was executed on September 22, 2022.

/s/Jamie Crooks

FAIRMARK PARTNERS, LLP

Counsel for Plaintiff Alvarado and the Putative Class